

IAP20 Res'd PCT/PTO 07 FEB 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: Not Yet Known  
Applicant: Michael Frass  
Filed: Concurrently Herewith  
Title: DEVICE USED FOR NEEDLE BIOPSY  
T.C./A.U.: Not Yet Known  
Examiner: Not Yet Known

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO/SB/08a and PTO/SB/08b form submitted herewith. A copy of the reference(s) listed on the PTO/SB/08a and PTO/SB/08b forms, other than U.S. patents, is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

References DE 202 12 639 and DE 30 35 009 are not in the English language, but an English abstract thereof is attached to the copy of the reference submitted herewith. Reference DE 1 907 296 is cited in the specification, but is not available in the English language. The US equivalent, US 3,595,231, is cited therefore.

A copy of the search report, and an English language translation of the relevant pages of the search report indicating the degree of relevance determined by the foreign patent office are also submitted herewith. MPEP Section 609(a)iii, second paragraph.

FRZ-106US

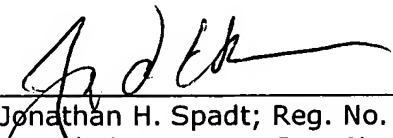
10/567498

PATENT

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This Information Disclosure Statement is being filed concurrently with the above-referenced application.

Respectfully submitted,

  
Jonathan H. Spadt; Reg. No. 45,122  
Joseph E. Maenner; Reg. No. 41,964  
Attorney(s) for Applicant(s)

JHS/JEM/ljr

Enclosures: PTO/SB/08a and PTO/SB/08b  
(6) References  
Copy of International Search Report  
Copy of English language translation of relevant pages of ISR

Dated: February 7, 2006

P.O. Box 980  
Valley Forge, PA 19482-0980  
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I hereby certify that this paper and fee are being deposited, under 37 C.F.R. § 1.10 and with sufficient postage, using the "Express Mail Post Office to Addressee" service of the United States Postal Service on the date indicated above and that the deposit is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Kathleen Libby

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PTO/SB/08a (07-05) (TMB 07/2005)

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

## Complete if Known

Application Number	Not Yet Known <b>10/567498</b>
Filing Date	Concurrently Herewith
First Named Inventor	Michael Frass
Art Unit	Not Yet Known
Examiner Name	Not Yet Known
Attorney Docket No.	FRZ-106US

SHEET 1 of 2

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-4,549,554	10-29-1985	Markham	
		US-5,655,541	08-12-1997	Vattuone	
		US-5,060,658	10-29-1991	Dejter, Jr., et al	
		US-5,415,182	05.16.1995	Chin, et al	
		US-6,083,150	07-04-2000	Aznoian, et al	
		US-3,595,231	07-27-1971	Pistor	
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## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
		WO 01/52742	07-26-2001	AB Christer Dahlstrand		<input type="checkbox"/>
		WO 93/22971	11-25-1993	Boston Scientific Corporation		<input type="checkbox"/>
		EP 1 250 890	10-23-2002	Ethicon Endo- Surgery, Inc.		<input type="checkbox"/>
		DE 30 35 009	03-25-1982	Schwab		<input type="checkbox"/>
		DE 202 12 639	11-07-2002	Schwarz		<input type="checkbox"/>
						<input type="checkbox"/>

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

<sup>1</sup>Applicant's unique citation designation number (optional).

<sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

<sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

<sup>6</sup>Applicant is to place a check mark here if English language translation is attached.

The collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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PTO/SB/08b (07-05) (TMB 07/2005)

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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SHEET 2 of 2

Complete if Known

Application Number

Not Yet Known

10/567498

Filing Date

Concurrently Herewith

First Named Inventor

Michael Frass

Art Unit

Not Yet Known

Examiner Name

Not Yet Known

Attorney Docket No.

FRZ-106US

## NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		"Large-Needle Aspiration Biopsy for the Preoperative Selection of Palpable Thyroid Nodules Diagnosed by Fine-Needle Aspiration as a Microfollicular Nodule or Suspected Cancer," Angelo Carpi et al., <i>American Journal of Clinical Pathology</i> , 2000, Vol. 113, pp. 872-877.	<input type="checkbox"/>
		International Search Report of PCT/AT2004/000282 dated December 30, 2004	<input type="checkbox"/>
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Examiner  
Signature

Date  
Considered

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<sup>1</sup>Applicant's unique citation designation number (optional).

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